

**UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: Ronald Brown MILLER, et al.  
 Serial No.: To Be Assigned  
 Filed: Simultaneously Herewith  
 For: **PHARMACEUTICAL FORMULATION**

PRO 2/02  
 02/09/02  
 5-8-02

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
 Washington, D.C. 200231

February 5, 2002

Sir:

Applicants respectfully request that the application filed herewith be amended as follows:

**IN THE SPECIFICATION**

On page 1, after the title of the invention, please **insert** the following paragraph:

-- This Application is a continuation of U.S. Application No. 09/043,321, filed  
 July 27, 1998, hereby incorporated by reference. --

Please insert the attached substitute abstract as page 1.

**IN THE CLAIMS:**

Please **amend** the claims as follows:

- (Amended) A solid, oral, controlled release pharmaceutical dosage form which comprises a pharmaceutically active ingredient having a solubility in water of greater than 1 gm in 250ml water at 25°C, said active ingredient dispersed in a matrix wherein the dosage form provides, as tested by the Ph. Eur. Basket method at 100 rpm 900 ml